

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO
VIOLATION OF SUPERVISION PROCEEDINGS
MINUTE SHEET

CR No:	19-3113-007 JB	USA vs.:	Padilla, et al.
Date:	7/10/2023	Name of Deft:	Ashley Romero

Before the Honorable James O. Browning

Time In/Out:	9:27 am – 9:57 am	Total Time in Court (for JS10):	30 Minutes
Clerk:	L. Rotonda	Court Reporter:	J. Bean
AUSA:	Rachel Eagle	Defendant's Counsel:	Greg Acton (appointed)
VSR in:	Albuquerque	Interpreter:	N/A
Probation Officer:	Robert Vigil	Sworn?	Yes No

ADMISSION OR DENIAL OF PETITION'S ALLEGATIONS

x	Defendant sworn
x	Court advises Defendant of his/her rights
x	Court advises/confirms Defendant is aware of charges and possible penalty
x	Defendant admits SPC, MC, SC
x	Court finds violations occurred
x	Court proceeds to sentencing on violations

SENTENCE IMPOSED	Imprisonment (BOP): 4 months, 19 days, or time served, whichever is less		
Supervised Release:	31 months	Probation:	500-Hour Drug Program

SPECIAL CONDITIONS OF SUPERVISION

	No re-entry without legal authorization	Home confinement for months days
	Comply with ICE laws and regulation	Community service for months days
x	Participate in/successfully complete substance abuse program	x Reside halfway house 6 months
	Participate in/successfully complete mental health program	Register as sex offender
	Refrain from use/possession of alcohol/intoxicants	Participate in sex offender treatment program
x	Submit to search of person/property	Possess no sexual material
	No contact with victim(s) and/or co-defendant(s)	No computer with access to online services
	No entering or loitering near victim's residence	No contact with children under 18 years
	Provide financial information	No volunteering where children supervised
x	Waive right of confidentiality and allow the treatment provider to release treatment records	Restricted from occupation with access to children
	No new credit charges	No loitering within 100 feet of school yards
	Reside at/complete Residential Reentry Center	Consent to USPO conducting periodic exam of computer
	Attend education/vocational training	Consent to USPO installing monitoring hardware
x	Must not knowingly purchase, possess, distribute, administer, or otherwise use any psychoactive substances (e.g., synthetic marijuana, bath salts, etc.) that impair your physical or mental functioning, whether or not intended for human consumption.	No loitering within 100 feet of school yards
	Must not possess, sell, offer for sale, transport, cause to be transported, cause to affect interstate commerce, import, or export any drug paraphernalia, as defined in 21 U.S.C. 863(d).	If defendant is unemployed - Must participate in an educational or vocational services program and follow the rules and regulations of that program
	OTHER: You must submit to substance abuse testing to determine if you have used a prohibited substance. Testing shall not exceed more than 60 test(s) per year. Testing may include urine testing, the wearing of a sweat patch, and/or any form of prohibited substance screening or testing. You must not attempt to obstruct or tamper with the substance abuse testing methods. You may be required to pay all, or a portion, of the costs of the testing.	
x	You must not use or possess alcohol. You may be required to submit to alcohol testing that may include urine testing, a remote alcohol testing system, and/or an alcohol monitoring technology program to determine if you have used alcohol. Testing shall not exceed more than 4 test(s)	

	<p>per day. You must not attempt to obstruct or tamper with the testing methods. You may be required to pay all, or a portion, of the costs of the testing.</p> <p>You must take all mental health medications that are prescribed by your treating physician. You may be required to pay all, or a portion, of the costs of the program.</p> <p>You must participate in a mental health treatment program and follow the rules and regulations of that program. The probation officer, in consultation with the treatment provider, will supervise your participation in the program. You may be required to pay all, or a portion, of the costs of the program.</p> <p>You shall waive your right of confidentiality and allow the treatment provider to release treatment records to the probation officer and sign all necessary releases to enable the probation officer to monitor your progress. The probation officer may disclose the presentence report, any previous mental health evaluations and/or other pertinent treatment records to the treatment provider.</p> <p>You must not communicate, or otherwise interact, with codefendant(s)/coconspirator(s).</p>
<input checked="" type="checkbox"/>	Advised of Right to Appeal
<input checked="" type="checkbox"/>	Remanded to custody of USM
	Recommended place(s) of incarceration:
OTHER COMMENTS:	Court calls case, counsel enter appearances. Court addresses Defendant, reviews underlying factual allegations related to violations of conditions of supervised release; Defendant confirms understanding of instant charges. USPO advises that revocation is not mandatory in present matter. Court reviews applicable sentencing parameters. Defense Counsel advises that Defendant intends to admit as to alleged violations. Defendant sworn in. Court advises Defendant of rights. Court advises Defendant of rights. Defendant admits as to alleged violations, Defense Counsel concurs as to same. AUSA declines to present further factual basis as to alleged violations. Court accepts plea, finds that violation of supervised release has occurred. Defense Counsel addresses Court regarding requested sentence. Defendant allocutes. AUSA addresses Court regarding government's position as to appropriate disposition of matter. Court states proposed sentence. Counsel confirm no further comment or argument. Court orders sentence imposed as stated.